

**REGULAR MEETING OF THE FLORENCE COUNTY COUNCIL,
THURSDAY, OCTOBER 20, 2011, 6:00 P.M., NATIONAL BEAN
MARKET MUSEUM, 111 HENRY STREET, LAKE CITY, SOUTH
CAROLINA**

PRESENT:

K. G. "Rusty" Smith, Jr., Chairman
Waymon Mumford, Vice-Chairman
H. Morris Anderson, Secretary-Chaplain
Mitchell Kirby, Council Member
Russell W. Culberson, Council Member
Johnnie D. Rodgers, Jr., Council Member
Alphonso Bradley, Council Member
James T. Schofield, Council Member
Roger M. Poston, Council Member
Richard A. Starks, County Administrator
Malloy McEachin, County Attorney
Connie Y. Haselden, Clerk to Council

ALSO PRESENT:

Kevin V. Yokim, Finance Director
Dusty Owens, Emergency Management Director
Tommy Sullivan, Emergency Management Assistance Director
Gerald Yates, Radio Technician
Mitch Fulmore, Central Dispatch Training Officer
Dale Rauch, Facilities Coordinator
Ray McBride, Library Director
David Alford, Voter Registration & Elections Director
Mayor Lovith Anderson, City of Lake City
Mayor James McCutcheon, Town of Olanta
Marion Lowder, City Administrator, City of Lake City
John Sweeney, Morning News

A notice of the regular meeting of the Florence County Council appeared in the October 19, 2011 edition of the **MORNING NEWS**. Copies of the agenda were faxed to members of the media and posted in the lobby of the City-County Complex, the Doctors Bruce and Lee Foundation Public Library and all branch libraries, the National Bean Market Museum and on the County's website (www.florenceco.org).

Chairman Smith called the meeting to order. Secretary-Chaplain Anderson provided the invocation and Vice Chairman Mumford led the Pledge of Allegiance to the American Flag. Chairman Smith welcomed everyone attending the meeting. He commended and thanked the members of Council, the Lake City Community Foundation, Darla Moore, Senator Yancey McGill, the Mayor of Lake City and City Council members and the City Administrator Marion Lowder for helping to make the renovations to the facility a reality.

APPROVAL OF MINUTES:

Councilman Anderson made a motion Council approve the minutes of the September 15, 2011 regular meeting of County Council. Councilman Kirby seconded the motion, which was approved unanimously.

PUBLIC HEARINGS:

The Clerk published the title and the Chairman opened public hearing for the following:

ORDINANCE NO. 12-2011/12

An Ordinance Authorizing The Lease Of Property Owned By Florence County Designated As Tax Map No. 90167-01-020 To The City Of Florence And Other Matters Related Thereto.

APPEARANCES:

There were no Appearances.

COMMITTEE REPORTS:

There were no Committee Reports.

RESOLUTIONS:

RESOLUTION OF RECOGNITION

Councilman Mumford made a motion Council approve a Resolution of Recognition for Miss Emily Caroline Floyd, Teen Miss South Carolina 2011. Councilman Kirby seconded the motion, which was approved unanimously. The Clerk published the Resolution in its entirety and Councilman Rodgers presented the framed Resolution to Miss Floyd. Miss Floyd expressed appreciation for the recognition and opportunity to represent Florence County.

RESOLUTION OF RECOGNITION

Presentation of a Resolution of Recognition for Miss Bree Boyce, Miss South Carolina 2011 was deferred due to Miss Boyce being unable to return from New York in time.

RESOLUTION OF APPRECIATION & RECOGNITION

Councilman Kirby made a motion Council Approve A Resolution Of Appreciation And Recognition To Jay Steele In Honor Of His Commendable Community Service. Councilman Culberson seconded the motion, which was approved unanimously. The Clerk published the Resolution in its entirety and Councilman Rodgers presented the framed Resolution to Firefighter Steele.

FLORENCE COUNTY CENTRAL DISPATCH

Chairman Smith announced that, for the second time in six (6) years, Florence County Central Communications 911 received the APCO and NENA 911 Communications Center of the Year Award. Dusty Owens, Department Director provided a brief summary of the award.

ORDINANCES IN POSITION:

ORDINANCE NO. 03-2011/12 – THIRD READING

The Clerk published the title of Ordinance No. 03-2011/12: An Ordinance To Amend Florence County Code Chapter 2, Administration, Article V, Boards, Commissions, Committees And Agencies, To Modify The Structure Of The Senior Center Commission; And Other Matters Related Thereto. Councilman Mumford made a motion Council approve third reading of the Ordinance. Councilman Anderson seconded the motion. Councilman Anderson made a motion to amend subsection (b) to include that “*No member can be associated in any manner with any private business interest or corporation which receives any benefit or funding from or through the Commission or which would be a conflict under the SC State Ethics Act or the Florence County Code of Ordinances or the provisions of the Florence County Personnel Policy Manual.*” Councilman Rodgers seconded the motion to amend, which was approved unanimously. Third reading of the Ordinance as amended was approved unanimously.

ORDINANCE NO. 04-2011/12 – THIRD READING

The Clerk published the title of Ordinance No. 04-2011/12: An Ordinance To Provide For The Issuance And Sale Of Not Exceeding Five Million Dollars (\$5,000,000) General Obligation Refunding And Improvement Bonds Of Florence County, South Carolina, To Prescribe The Purposes For Which The Proceeds Shall Be Expended, To Provide For The Payment Thereof, And Other Matters Relating Thereto. Councilman Anderson made a motion Council approve third reading of the Ordinance. Councilman Mumford seconded the motion, which was approved unanimously.

ORDINANCE NO. 05-2011/12 – THIRD READING

The Clerk published the title of Ordinance No. 05-2011/12: An Ordinance Providing For The Issuance And Sale From Time To Time Of Hospitality Fee Revenue Bonds Of Florence County, Providing For The Pledge Of Hospitality Fees For The Payment Of Such Bonds, Prescribing The Terms And Conditions Under Which Such Bonds May Be Issued, Providing For The Payment Thereof, And Other Matters Relating Thereto. Councilman Schofield made a motion to approve third reading of the Ordinance. Councilman Anderson seconded the motion, which was approved unanimously.

ORDINANCE NO. 06-2011/12 – THIRD READING

The Clerk published the title of Ordinance No. 06-2011/12: An Ordinance Providing For The Issuance And Sale Of Not Exceeding Three Million Nine Hundred Thousand Dollars (\$3,900,000) Hospitality Fee Revenue Bonds Of Florence County To Be Designated Series 2011 And Other Matters Relating Thereto. Councilman Rodgers made a motion Council approve third reading of the Ordinance. Councilman Culberson seconded the motion, which was approved unanimously.

ORDINANCE NO. 07-2011/12 – THIRD READING

The Clerk published the title of Ordinance No. 07-2011/12: An Ordinance To Amend Florence County Code Chapter 2, Administration, Article II, Form of Government, Section 2-18 To Establish Defined Single Member Election Districts For The Election Of Members Of The County Council, And Other Matters Related Thereto. Councilman Mumford made a motion to approve third reading of the Ordinance. Councilman Anderson seconded the motion, which was approved unanimously.

ORDINANCE NO. 08-2011/12 – SECOND READING

The Clerk published the title of Ordinance No. 08-2011/12: An Ordinance To Amend The Comprehensive Plan Land Use Map For Property In Florence County Located At 129 And 135 S. Fifth Street, Timmons ville, SC As Shown On Florence County Tax Map No. 00017, Block 04, Parcel 100; Consisting Of 1.69 Acres From Residential Preservation To Rural Preservation And Other Matters Related Thereto. Councilman Kirby made a motion Council approve second reading of the Ordinance. Councilman Rodgers seconded the motion, which was approved unanimously.

ORDINANCE NO. 09-2011/12 – SECOND READING

The Clerk published the title of Ordinance No. 09-2011/12: An Ordinance To Rezone Property Owned By Viola A. Garner Located At 129 And 135 South Fifth Street, Timmons ville, As Shown On Florence County Tax Map No. 00017, Block 04, Parcel 100; Consisting Of 1.69 Acres From R-3, Single-Family Residential District To RU-1, Rural Community District And Other Matters Related Thereto. Councilman Kirby made a motion Council approve second reading of the Ordinance. Councilman Rodgers seconded the motion, which was approved unanimously.

ORDINANCE NO. 10-2011/12 – SECOND READING

The Clerk published the title Of Ordinance No. 10-2011/12: An Ordinance To Amend Florence County Code, Chapter 30, Zoning Ordinance, Article V, Sign Regulations, Section 30-210, Relocation Of Billboard Due To Governmental Land Acquisition; And Other Matters Related Thereto. Councilman Schofield made a motion Council approve second reading of the Ordinance. Councilman Anderson seconded the motion, which was approved unanimously.

ORDINANCE NO. 11-2011/12 – SECOND READING

The Clerk published the title of Ordinance No. 11-2011/12: An Ordinance To Amend Florence County Code, Chapter 27, Public Roads And Ways, Article II, Street Naming And Property Numbering, Section 27-21, Street Naming, And Other Matters Related Thereto. Councilman Mumford made a motion Council approve second reading of the Ordinance. Councilman Rodgers seconded the motion, which was approved unanimously.

PUBLIC HEARINGS:

There being no signatures on the sign-in sheet, Chairman Smith declared the public hearing closed.

ORDINANCE NO. 12-2011/12 – SECOND READING

The Clerk published the title of Ordinance No. 12-2011/12: An Ordinance Authorizing The Lease Of Property Owned By Florence County Designated As Tax Map No. 90167-01-020 To The City Of Florence And Other Matters Related Thereto. Councilman Anderson made a motion Council approve second reading of the Ordinance. Councilman Mumford seconded the motion, which was approved unanimously.

ORDINANCE NO. 13-2011/12 – INTRODUCED BY TITLE ONLY

The Clerk published the title and the Chairman declared Ordinance No. 13-2011/12 introduced by title only: An Ordinance Adopting And Enacting A New Code Of Ordinances Of The County Of Florence County, South Carolina; Establishing The Same; Providing For The Repeal Of Certain Ordinances Not Included Therein, Except As Herein Expressly Provided; Providing For The Manner Of Amending Such Code Of Ordinances; Providing A Penalty For The Violation Thereof; And Providing For The Effective Date Of This Ordinance.

APPOINTMENTS TO BOARDS AND COMMISSIONS:

BOARD OF ZONING APPEALS

Council unanimously approved the appointment of the following to the Board of Zoning Appeals, with appropriate expiration terms: Craig Floyd – District 5, Tony Moore – District 6, Mack Gettis – District 3, Bryant Hollowell – District 2, and Kenneth E. McAllister – District 4.

CITY-COUNTY MEMORIAL STADIUM COMMISSION

Councilman Mumford made a motion Council Approve The City Of Florence Request For Confirmation Of The Re-Appointment Of Mr. Robert Cooksey To Serve On The City-County Memorial Stadium Commission, With A Term Expiration Of November 30, 2016. Councilman Anderson seconded the motion, which was approved unanimously.

PEE DEE WORKFORCE INVESTMENT BOARD

Councilman Rodgers made a motion Council Approve The Pee Dee Workforce Investment Board's Request For Approval Of The Following Individuals For Re-Appointment To The Board: Taft Guiles (CBO), Thelma Carney-Kennedy (Economic Development), Richard Harrington (Private Sector), And Bill Sebnick (Private Sector) With Terms Expiring July 1, 2014. Councilman Anderson seconded the motion, which was approved unanimously.

COMMISSION ON ALCOHOL & DRUG ABUSE

Council unanimously approved the following appointments/reappointments to the Commission on Alcohol & Drug Abuse, with appropriate expiration terms: Charles Munn, Seat 6 - District 2, Ben McInville, Seat 4 – District 4, and Marshall T. Rainey – At-Large Accounting Seat.

REPORTS TO COUNCIL:

COUNTY COUNCIL/PARKS & RECREATION

AGREEMENT – FLORENCE SCHOOL DISTRICT FOUR

Councilman Kirby made a motion Council approve A Facility Use Agreement With Florence School District Four To Lease The Former Timmons ville High School Fields At 517 West Market Street, Timmons ville And Authorize \$4,000 From The Council District 4 Infrastructure Allocation For County Recreation Maintenance Startup Costs. Councilman Rodgers seconded the motion, which was approved unanimously.

MAGRISTRATE/IT/ADMINISTRATION/FINANCE

VOIP FOR FLORENCE MAGISTRATES' OFFICE

Councilman Anderson made a motion Council Approve A Funding Request In An Amount Not To Exceed \$18,000 For The Cost Of A New Security System And Voice Over Internet Protocol (VOIP) Telephone System For The Florence Magistrates' Office, To Be Funded From Budget Line 010-411-488-000-8800, General Fund Contingency. Councilman Mumford seconded the motion, which was approved unanimously.

SHERIFF OFFICE/PROCUREMENT DEPARTMENT

AWARD OF BID #04-11/12

Councilman Rodgers made a motion Council Approve The Award Of Bid #04-11/12 For The Sale Of Fifteen (15) Kimber Stainless Gold Match 45 ACP Pistols To Century International Arms, Inc., Waterville, VT In The Amount Of \$9,375. Councilman Culberson seconded the motion, which was approved unanimously.

OTHER BUSINESS:

INFRASTRUCTURE

HISTORICAL MARKER

Councilman Rodgers made a motion Council Approve The Expenditure Of An Estimated \$2,850 From Council District 1 Infrastructure Funding Allocation For The Purchase And Installation Of A Historical Marker For The National Register Of Historic Places Recognized W. T. Askins House At 178 South Acline Street, Lake City. Councilman Anderson seconded the motion, which was approved unanimously.

THE NAOMI PROJECT

Councilman Bradley made a motion Council Approve The Expenditure Of Up To \$8,000 From Council District 3 Infrastructure Funding Allocation To Assist The Naomi Project With Funding For Repairs And Weatherizing. Councilman Mumford seconded the motion, which was approved unanimously.

PEE DEE TRANSITIONAL SHELTER

Councilman Bradley made a motion Council Approve The Expenditure Of Up To \$5,000 From Council Districts 3 and 7 Infrastructure Funding Allocations (\$2,500 From Each District) For The Purchase Of Furniture And Appliances For The Pee Dee Transitional Shelter. Councilman Mumford seconded the motion, which was approved unanimously.

BLACK STREET ROAD

Councilman Kirby made a motion Council Approve The Expenditure Of Up To \$1,333.80 From Council District 4 Infrastructure Funding Allocation To Pay For An Additional 60 Feet Of 36" Metal Pipe To Be Installed In Roadside Ditch On Black Street Road. Councilman Poston seconded the motion, which was approved unanimously.

The following items were additions to the Agenda:

RESOLUTIONS:

RESOLUTION NO. 10-2011/12

Chairman Smith asked County Attorney Malloy McEachin to publish for Council a resolution for consideration to join in the action brought by several counties in the State against the State Election Commission asking the Supreme Court to either require the State to pay for the entire cost of the primary or to make a ruling that public tax dollars cannot be used to pay for a party primary. Mr. McEachin published in its entirety Resolution No. 10-2011/12: A Resolution Authorizing An Amicus Curie Brief. Councilman Mumford made a motion Council approve the Resolution. Councilman Rodgers seconded the motion, which was approved unanimously.

RESOLUTION NO. 09-2011/12

The Chairman published the title of Resolution No. 09-2011/12: A Resolution To Establish Retention Schedules For Freedom Of Information Act Records And Interim Audio Recordings Of Council Meetings After Minutes Are Officially Adopted And To Formally Adopt A Freedom Of Information Act Procedure. Councilman Anderson made a motion to approve the Resolution. Councilman Rodgers seconded the motion, which was approved unanimously.

ORDINANCES IN POSITION:

ORDINANCE NO. 14-2011/12 – INTRODUCED BY TITLE ONLY

Chairman Smith published the title of Ordinance No. 14-2011/12 and declared the Ordinance introduced: An Ordinance Authorizing MIT-RCF, LLC To Enter Into A Sublease With Progress Energy And Associated Investors With Regard To Tax Map Parcel No. 00167-031-131; And Other Matters Related Thereto.

REPORTS TO COUNCIL:

PROCUREMENT – AWARD BID #05-11/12

Councilman Mumford made a motion Council Approve The Award Of Bid #05-11/12 For The Godley Morris Boulevard Improvements Project To Southern Asphalt, Conway, SC In The Amount Of \$496,632. Councilman Anderson seconded the motion, which was approved unanimously.

OTHER BUSINESS:

SPAULDING HEIGHTS COMMUNITY PARK

Councilman Mumford made a motion Council Approve The Expenditure Of Up To \$1,200 From Council District 7 Infrastructure Funding Allocation To Install A Stainless Steel Sink In The Community Building At Spaulding Heights Community Park. Councilman Bradley seconded the motion, which was approved unanimously.

WEST FLORENCE FIRE DEPARTMENT

Councilman Anderson made a motion Council Approve The Expenditure Of Up To \$26,752 From Council District 9 Infrastructure Funding Allocation To Pay For The Re-Working Of A Portion Of The Parking Lot (SCDOT Right-Of-Way To Concrete) At West Florence Fire Department On Pine Needles Road In Florence, SC. Councilman Rodgers seconded the motion, which was approved unanimously.

TIMROD ELEMENTARY SCHOOL

Councilman Bradley made a motion Council Approve The Expenditure Of Up To \$25,000 From Council District 3 Infrastructure Funding Allocation For Renovations/Repairs To The Cafeteria At Timrod Elementary School. Councilman Mumford seconded the motion, which was approved unanimously.

CITY OF LAKE CITY

Councilman Rodgers made a motion Council Approve The Expenditure Of Up To \$1,500 From Council District 1 Utility Funding Allocation For Drainage, Curb And Gutter Improvements On North Acline Street In Lake City. Councilman Mumford seconded the motion, which was approved unanimously.

There being no further business to come before Council, Councilman Anderson made a motion to adjourn. Councilman Mumford seconded the motion, which was approved unanimously.

COUNCIL MEETING ADJOURNED AT 6:42 P.M.